

- UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

regards to the DIRECTV policy dealing with the use of Company email. That hearing has not yet taken place and, with agreement of the parties has been continued to facilitate the settlement of all the policy questions raised by the underlying NLRB decision.

3. DIRECTV and the NLRB have been engaged in settlement discussions regarding the policies and, based on such discussions, have reason to believe that all of the pending policy issues can and will be resolved. However, any approval of such settlement will require additional time and review by the NLRB and will not be completed by the time Petitioner's opening brief is due on August 5, 2015.
4. In an effort to afford the parties an opportunity to resolve these policy issues and to settle a large portion of the thorny policy issues that would otherwise be posed to the Court, Petitioner DIRECTV hereby requests a 40 day extension of time up to and including September 14, 2015 in which to file its opening brief.
5. This extension of time is not intended for the purposes of delay but rather, to permit the parties an opportunity to settle a large number of the issues posed by the instant appeal thereby shortening the briefing and work required of all parties including the Court.
6. Counsel for Petitioner DIRECTV consulted with Jill A. Griffin, supervising attorney, Appellate Supreme Court Litigation Branch of the National Labor Relations Board regarding this request for an

extension of time. Ms. Griffin and the NLRB do not oppose this request for additional time for the filing of Petitioner's Opening Brief.

WHEREFORE, the Law Firm of Wolflick & Simpson, on behalf of Petitioner DIRECTV, hereby submits that good cause exists to grant a 40 day extension of time for Petitioner to file its Opening Brief for the reasons stated herein.

Dated: July 28, 2015.

By: /s/ Gregory D. Wolflick
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STATEMENT OF SERVICE

I, Gregory D. Wolflick, hereby certify that copies of the foregoing Letter Request for Extension of Time to File Opening Brief was served, via U.S. Mail, postage prepaid on July 28, 2015, on all interested parties in this case, including the following:

I certify that all participants in the case that are registered CM/ECF users will receive service by the Notice of Electronic Filing by CM/ECF system.

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